

Settlement I

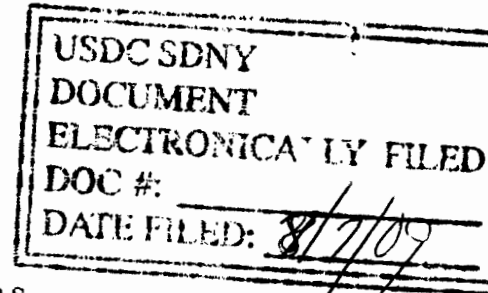
UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

In Re: Methyl Tertiary Butyl Ether ("MTBE")
Products Liability Litigation

Master File C.A. No.
1:00-1898 (SAS)
MDL 1358

This Document Relates to:

City of New York v. Amerada Hess Corp., et al.
(No. 04-CIV-3417)



**STIPULATION REGARDING PLAINTIFF'S TRIAL
SUBPOENAS SERVED ON MEENA NAINAN, THOMAS
MILTON, NORMAN NOVICK, MICHAEL ROMAN, GARY STUMPF,
AND HENRY THOMASSEN AND THE RELATED MOTION TO QUASH**

WHEREAS, Plaintiff served Trial Subpoenas on Meena Nainan, Thomas Milton,
Norman Novick, Michael Roman, Gary Stumpf, and Henry Thomassen;

WHEREAS, Meena Nainan, Thomas Milton, Norman Novick, Michael Roman, Gary
Stumpf, and Henry Thomassen moved to quash Plaintiff's Trial Subpoenas on the basis of
Federal Rules of Civil Procedure 45(c)(3)(A)(ii);

WHEREAS, the parties have agreed that this Stipulation is a limited negotiated
agreement and is solely applicable to the present litigation. The Stipulation has no legal effect
and is not binding with regard to any future litigation; and

NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED that:

1. Plaintiff hereby withdraws the Trial Subpoenas served on Meena Nainan, Thomas
Milton, and Henry Thomassen; and
2. Gary Stumpf, Michael Roman and Norman Novick agree to voluntarily appear at
the trial; and

3. The Motion to Quash the subpoenas on Gary Stumpf, Michael Roman and Norman Novick is hereby withdrawn as moot; and
4. For the avoidance of doubt, this stipulation in no way prejudices Plaintiff's ability to move to compel the attendance of Gary Stumpf, Michael Roman and Norman Novick in the event they do not voluntarily appear at trial as agreed.

Dated: August 6, 2009

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FULBRIGHT & JAWORSKI, L.L.P.

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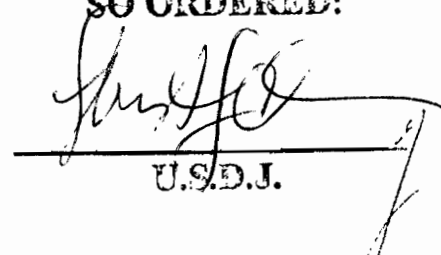
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and Henry Thomassen*

SO ORDERED:


U.S.D.J.

8/7/09